

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	Atty. Docket
J. David Schaffer	US000179
Serial No. 09/627,139	Group Art Unit: 2623
Filed: July 27, 2000	Examiner: Son P. Huynh
Title: THREE-WAY MEDIA RECOMMENDATION METHOD AND SYSTEM	

**Mail Stop Appeal Brief - Patents**

Commissioner for Patents  
Alexandria, VA 22313-1450

RESPONSE TO NON-COMPLIANT APPEAL BRIEF

Sir:

In response to the Notice of Non-Compliant Appeal Brief dated March 15, 2007, the undersigned submits herein a good faith response to the Office's objections to the previously filed Appeal Brief so as to fully comply with 37 C.F.R. 41.37.

Claims 27-29 have been identified as "Canceled" under the "Status of Claims" heading.

The Summary of Claimed Subject Matter has been changed to address the two example problems specifically identified. The changes have been made in accordance with the Office's recommendations. Notably, the Office's objection with respect to the Summary of Claimed Subject Matter remains partially unclear. The Office recites the language under 37 C.F.R. 41.37(c)(i)(v) and then gives two "examples," but does not indicate whether the "examples" are exhaustive in terms of resolving the objection. The Summary of Claimed Subject Matter has

been refined so that more specific reference numerals and specification references are identified for each claimed element.

If the Office deems that other grounds for objection to the Summary of Claimed Subject Matter still exist, the Office is requested to submit a new Notice of Non-Compliance identifying such grounds since such grounds have not been specifically identified beyond the two examples that were cited. The Office is required to give Appellant sufficient notice so that Appellant has sufficient opportunity to respond.

Respectfully submitted,

By           /Yan Glickberg/            
Yan Glickberg, Reg. 51,742  
Attorney  
(914) 333-9618